



I hereby certify that the correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Amendment, Washington, D.C. 20231 on this date: September 30, 2002

Signature: J.W. R. Clarke
Name: J.W. R. Clarke

Election/Andt C #14
PATENT
Attorney Docket No.: 018501-010600US
Client Ref. No.: COCA 010 US
J 10.15.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mack

Application No.: 09/733,757

Filed: December 8, 2000

For: NOVEL METHODS OF
DIAGNOSING COLORECTAL
CANCER, COMPOSITIONS, AND
METHODS OF SCREENING FOR
COLORECTAL CANCER
MODULATORS

Examiner: Stephen L. Rawlings

Art Unit: 1642

RESPONSE TO RESTRICTION AND PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed August 29, 2002, please amend the application as follows.

IN THE CLAIMS

Please cancel claims 44-47, without prejudice.

REMARKS

Applicants elect with traverse the claims of Group I, drawn to methods for diagnosing colorectal cancer. If a telephone conference would expedite prosecution of this application, the Examiner is invited to telephone the undersigned at 415-576-0200.

Respectfully submitted,

Kevin E. Bastian
Reg. No. 34,774

RECEIVED

OCT 09 2002

TECH CENTER 1600/2900

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (415) 576-0200
Fax: (415) 576-0300

OCT 07 2002
JCA
U.S. PATENT & TRADEMARK OFFICE
Please type a plus sign (+) inside this box → +

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

1642

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/733,757
		Filing Date	December 8, 2000
		First Named Inventor	Mack, David
		Group Art Unit	1642
		Examiner Name	Stephen L. Rawlings
Total Number of Pages in This Submission	2	Attorney Docket Number	018501-010600US

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Response to Restriction and Preliminary Amendment (1 pg.); Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Townsend and Townsend and Crew LLP Kevin Bastian	Reg. No. 34,774
Signature		
Date	September 30, 2002	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date:

September 30, 2002

Typed or printed name	Jill R. Clarke
Signature	
Date	September 30, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SF 1390735 v1

RECEIVED

OCT 09 2002

TECH CENTER 1600/2900